



Docket No.: 1349.1337

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Pil-Ho YU

Serial No. 10/725,586

Group Art Unit: 2624

Confirmation No. 3450

Filed: December 3, 2003

Examiner: John W. LEE

For: APPARATUS, METHOD, AND MEDIUM INCLUDING COMPUTER READABLE CODE
FOR MEASURING NOISE OF AN IMAGE SIGNAL

REQUEST FOR WITHDRAWAL OF FINALITY

Attention: MAIL STOP AF
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This Request for Withdrawal of Finality is concurrently with a Notice of Appeal appealing final rejection of claims 1-10 in the May 29, 2008 Final Office Action. A petition for a three-month extension of time is concurrently filed herewith, along with a Notice of Appeal, thereby extending due date to November 30, 2008.

As noted in applicants Interview Summary filed October 16, 2008, the Examiner confirmed that the result of the Examiner interview conducted September 24, 2008, was that applicant's remarks and arguments had overcome the outstanding rejections, that a new non-final Office Action would be issued, and that the finality of the outstanding Office Action would be withdrawn. The Examiner was lastly contacted again on November 25, 2008, as to the status of the new non-final Office Action, and the Examiner again confirmed that a new Office Action would be issued. Additional conversations were had with the Examiner between the September 24, 2008, interview and applicants filed Interview Summary of October 16, 2008, in addition to additional conversations with the Examiner after October 16, 2008, all confirming the withdrawal of the finality and all outstanding rejections.

Accordingly, in view of the above and the Examiner's confirmation that the outstanding rejections have been overcome by applicant's remarks and arguments, it is respectfully

submitted that the finality of the outstanding Office Action must be withdrawn and a new non-final Office Action must be issued.

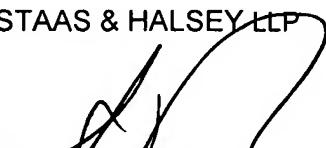
Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

By:


Stephen T. Boughner
Registration No. 45,317

Date: 12/1/08

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